

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:09-cv-02306-EGS**

NEURALSTEM, INC. v. KAPPOS
Assigned to: Judge Emmet G. Sullivan
Cause: 35:145 Patent Infringement

Date Filed: 12/04/2009
Date Terminated: 02/26/2010
Jury Demand: None
Nature of Suit: 890 Other Statutory
Actions
Jurisdiction: U.S. Government
Defendant

| Date Filed | # | Docket Text |
|------------|---|--|
| 02/26/2010 | | MINUTE ORDER. Upon consideration of <u>7</u> defendant's consent motion to remand, the Court hereby REMANDS this action to the United States Patent and Trademark Office for recalculation and adjustment of the disputed patent term in accordance with the decision of the United States Court of Appeals for the Federal Circuit in Wyeth & Elan Pharma International Ltd. v. Kappos, 591 F.3d 1364 (Fed. Cir. 2010). In view of this remand, plaintiff's action is hereby DISMISSED without prejudice subject to a motion for reconsideration for good cause shown upon completion of the agency's recalculation and adjustment. Signed by Judge Emmet G. Sullivan on February 26, 2010. (lcegs2) (Entered: 02/26/2010) |